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The Firm of Karl F. Ross P.C.
5676 Riverdale Ave., Box 900
Riverdale, NY 10471

In re Application of CAVALLINI et al
U.S. Application No.: 10/528,378
PCT Application No.: PCT/EP03/10242
Int. Filing Date: 15 September 2003
Priority Date Claimed: 16 September 2002
Attorney Docket No.: 23251
For: METHOD FOR MANUFACTURING AND
CONTROLLING STRUCTURES ...

COMMUNICATION

This application is before the Office of PCT Legal Administration for consideration of issues arising under the Patent Cooperation Treaty.

BACKGROUND

On 15 September 2003, applicant filed international application PCT/EP03/10242, which claimed priority of an earlier Italy application filed 16 September 2002. A copy of the international application was communicated to the USPTO from the International Bureau on 25 March 2004. The thirty-month period for paying the basic national fee in the United States expired on 16 March 2005.

On 16 March 2005, applicant filed purported national stage papers in the United States Designated/Elected Office (DO/EO/US). The submission, which was filed by The Firm of Karl F. Ross P.C., indicated "23251" as the attorney docket number and was assigned U.S. Application Number 10/528,378.

On 23 March 2005, applicant filed purported national stage papers in the DO/EO/US. The submission, which was filed by Modiano & Associati, indicated "39907/GM/Ip" as the attorney docket number and was assigned U.S. Application Number 10/528,775.

DISCUSSION

The submission of two sets of national stage papers for a single international application was improper. A petition under 37 CFR 1.182 along with the requisite \$400.00 petition fee is required to resolve the matter.

CONCLUSION

A proper response must be filed within TWO (2) MONTHS from the mail date of this communication. Failure to timely file a proper response will result in ABANDONMENT of the application. Extensions of time are available under 37 CFR 1.136(a). A proper response would include an appropriate petition under 37 CFR 1.182 along with the required petition fee.

Please direct further correspondence with respect to this matter to Mail Stop PCT, Commissioner for Patents, Office of PCT Legal Administration, P.O. Box 1450, Alexandria, Virginia 22313-1450, with the contents of the letter marked to the attention of the Office of PCT Legal Administration.



Bryan Tung
PCT Legal Examiner
PCT Legal Office

Telephone: 571-272-3303
Facsimile: 571-273-0459